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Clerk of Court
Att: Clayton R. Higgins
United States Supreme Court
Washington, D.C. 20543-0001

Executed on this 1st day of March, 2006.
I declare under penalty of perjury that the
foregoing is true and correct.

By _____
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SUPREME COURT
FILED

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OFFICE OF THE CLERK

DOCKET #

SUPREME COURT OF THE UNITED STATES

Richard Fuselier,
Petitioner;

vs.

United States,
Respondent.

APPENDIX

In Reference to: Richard Fuselier

On An Application For A Writ of Habeas Corpus Ad Subjiciendum To The Common Law Court of the United States of America and the United States District Court for the District of Oregon

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APPENDIX

(i)

The determination to not use evidence being appealed was made by the United States District Court for the District of Oregon in Docket # 05-968 in a Grand Jury Proceeding.

(ii)

The evidence to be reviewed of the Common Law Court of the United States of America was filed with the said District Court. The finding of facts on Page 1 which provides in part:

> "The Common Law Court of the United States of America has jurisdiction over the party..."

And

> "The jurisdiction of said court is founded upon the fact that citizens of the United States of America have abrogated United States citizenship by acquiring a domicile in and becoming Citizens of the United States of America."

AUTHORITIES

Article I, Section 9, Clause 2

"The Privilege of Habeas Corpus shall not be suspended..."

Article I, Section 10, Clause 1

"No State shall...make any Thing but gold and silver Coin a Tender in Payments of Debts;"

Article IV, Section 1

"Full Faith and Credit shall be given in each State to the...judicial proceedings of every other State."

Amendment IX

"The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people."

Amendment X

"The powers not delegated to the United States by the Constitution... are reserved ...to the people."

Amendment XI

"The judicial power of the United

States shall not be construed to extend to any suit in law...prosecuted...by Citizens...of any Foreign State."

Title 26 U.S.C. § 6511(d)(2)(B)(iii)

"In the case of any such claim for credit or refund...the determination by any court,...in any proceeding, shall be conclusive..."

Title 26 U.S.C. § 643(b)

"...the term 'income'...means the amount of income of the estate... for the taxable year determined under...applicable local law."

Title 26 U.S.C. § 7422(a)

" No...proceeding shall be maintained...until a claim for refund or credit has been duly filed with the Secretary..."

Title 26 U.S.C. § 7422(f)

"Such...proceeding referred to in subsection (a) may be maintained ...against the United States... notwithstanding the provisions of section 2502 of title 28..."

Title 26 C.F.R. § 601.502(a)(1)

> (1) Attorney. Any individual who is a member in good standing of the bar of the highest court of any...commonwealth..."

Title 28 U.S.C. § 1253

> "Except as otherwise provided by law, any party may appeal to the Supreme Court..."

Title 28 U.S.C. § 1492

> "Any bill...may be referred by either House of Congress to the chief judge of the United States Court of Federal Claims..."

Title 28 U.S.C. § 1500

> "The United States Court of Federal Claims shall not have jurisdiction of any claim for or in respect to which the plaintiff...has pending in any other court..."

Title 28 U.S.C. § 1604

> "...a foreign state shall be immune from the jurisdiction of the courts of the United States..."

Title 28 U.S.C. §1652

"The laws of the several states... shall be regarded as rules of decision in civil actions in the courts of the United States..."

Title 28 U.S.C. § 2247

"...documentary evidence...introduced on any previous similar application by...the same petitioner, shall be admissible as evidence."

Title 28 U.S.C. § 2248

"The allegations of a return to the writ of habeas corpus...if not traversed shall be accepted as true..."

Title 28 U.S.C. § 2502(a)

"Citizens...of any foreign government ...may sue the United States in the United States Court of Federal Claims..."

Title 48 U.S.C. § 1493(b)

"The prosecution in a...Commonwealth... to seek review or other suitable relief...in the Supreme Court of the United States from - a decision of a trial court...excluding

evidence...if the prosecution certifies to the trial court that the appeal is not taken for the purpose of delay and that the evidence is a substantial proof of a fact material in the proceeding;..."

Federal Rule of Criminal Procedure 16(d)(1)

"Upon sufficient showing the court may at any time order that the discovery ...be...restricted...or make such other order as is appropriate."

(iv)

United States of America

Executed on this 28th day of February, 2006. I declare under penalty of perjury that the foregoing is true and correct.

By

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